S.B. Civil Misc. Appeal No.654/2005
National Insurance Co. ltd.
vs
Bhura & Ors.

DATE OF ORDER : - 24.8.2005

HON'BLE MR. PRAKASH TATIA,J.

Mr.Jagdish Vyas, for the appellant.

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The only point involved in this appeal is whether the Insurance Company can be directed to satisfy the claim amount in a case where the Insurance Company has not been held liable for payment.

Since this issue has been decided by this court after considering the latest judgment of the Hon'ble Apex Court relied upon by learned counsel for the appellant in S.B. Civil Misc. Appeal NO.847/2005- National Insurance Co. Ltd. Vs. Sona & Ors and connected matters decided on 5.8.2005, this appeal does not survives in view of the reasons given in the above judgment.

Hence, the appeal of the appellant is dismissed.

(Prakash Tatia), J.

c.p.goyal/-